
IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 10/524,793
Filed: October 20, 2005
Applicant(s): Kenneth M. Evans
Title: High Resolution Flow Cytometer
Group Art Unit: 1797
Examiner: Rebecca M. Fritchman
Assignee: XY, Inc.
Attorney Docket: XY-Hypodermic-USNP
Customer No.: 28424
Confirmation No.: 8305

RESPONSE AND REQUEST FOR RECONSIDERATION (37 C.F.R. § 1.111)

This amendment and request for reconsideration is in response to the Examiner's Office Action communication mailed October 29, 2008. A shortened statutory period of 3 months has been set, making a response to this action due on or by January 29, 2009. The Assignee is requesting that this time period be extended for three months to and including April 29, 2009 and has included a Petition for Extension of Time along with the prescribed fee. This response is made in accordance with 37 C.F.R. § 1.121 using the format with each heading beginning on a separate page as follows:

Amendments to the Claims begin on page 2 of this reply; and

Remarks begin on page 8 of this reply.